

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Forest Department - Disciplinary action against Sri R. Radha Krishna, Forest Section Officer (Retd), Kakinada Division of Rajahmundry circle - Inquiry finalized and findings received - Imposition of penalty of 15% cut in pension on permanent basis, besides recovery of Rs. 2,45,605/- against Sri R. Radha Krishna, Forest Section Officer (Retd) - Show-Cause-Notice issued - Explanation received - Final orders - Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (SEC.IV) DEPARTMENT

G.O.MS.No. 39

Dated: 02.06.2015

Read the following:

1. From PCCF Lr.Rc.No.38031/2012/K-I/1,dt.19.12.2012.
2. G.M.No.9442/For.IV/A2/2012-1, dt.04-03-2013.
3. Explanation of Sri R. Radha Krishna, FSO (Retd), dt.12-06-2013.
4. G.M.No.9442/For.IV/A2/2012-2, dt.25-06-2013.
5. From PCCF Lr.Rc.No.38031/2012/K1, dt.15-07-2013.
6. G.M.No.9442/For.IV/A2/2012-3, dt.03-01-2014.
7. Explanation of Sri R. Radha Krishna, FSO (retd.) Dt:05.03.2014.
8. G.M.No.9442/For.IV/A2/2012-4, dt.25-04-2014.
9. From PCCF Lr.Rc.No.38031/2012/Vig-2, dt.17-12-2014.
10. Govt. Letter No.9442/For.IV/A2/2012, Dated:02.05.2015
11. From the Secretary, APPSC, Lr.No.225/RT/1/2015, dt.14.05.2015.

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ORDER:

In the reference 1st read above, the Prl. Chief Conservator of Forests, A.P., Hyderabad has informed that disciplinary action was initiated against Sri R. Radha Krishna, Forest Section Officer (Retd), Kakinada Division of Rajahmundry Circle by the Divisional Forest Officer, Kakinada vide Rc.No.5031/00/P1, dt. 31-07-1999, on the following counts:-

Article - I: Misappropriation of Government money to a tune of Rs.2,45,605/- without execution of the VSS works relating to 14 VSS in Gurthedu Section of Maredumilli Range (erstwhile Addathigala Range) by withdrawing VSS money from joint accounts with a mischievous mind.

Article - II: Non-payment of labour charges to a tune of Rs.1,42,355/- to VSS members for the work executed by them in spite of Government funds drawn by the D.O. and thus cheating the poor tribals.

Article-III: Preparation of false vouchers by taking signatures of VSS Presidents and Members.

Article-IV: Not staying at his Head quarters at Gurthedu without permission from the competent authority.

2. The Charged Officer has acknowledged the Article of Charges on 06-08-1999 and submitted his explanations. In accordance with the orders of Hon'ble High Court in W.P. No. 3002/2000 dt. 7-6-2005, for fresh enquiry, the Divisional Forest Officer, Kakinada and Sub-Divisional Forest Officer, Rampachodavaram were appointed as Inquiry Officer & Presenting Officer respectively for conducting fresh enquiry into the matter.

3. The Inquiry Officer has conducted the inquiry and submitted findings concluding that the Charges I to III are held proved. As regards Charge-4(Not Staying at Gurthedu during suspension period), the Inquiry Officer recommended that the charge may be dropped.

4. The findings of Inquiry Officer were communicated to the Charged Officer and obtained further defence statement. Having been examined the matter with reference to the remarks of the PCCF, a show-cause notice was issued vide reference 2nd cited, directing him to explain on the proposed punishment of 15% cut in pension for a period of (5) years besides recovery of Rs. 2,45,605/- against Sri R. Radha Krishna, Forest Section Officer (Retd.) of kakinada Division of Rajahmundry circle, under Rule - 9 of A.P. Revised Pension Rules, 1980.

P.T.O.

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5. Sri R. Radhakrishna, Forest Section Officer (Retd.), has submitted his explanation vide reference 3rd cited on which the Prl. Chief Conservator of Forests, A.P., Hyderabad has furnished his remarks stating that during the enquiry it is revealed that, the total amount charged by the charged officer, from VSS account was Rs.5,35,720/-. Total amount eligible for the actual work done was Rs. 2,90,115/-. Amount charged in excess was Rs.2,45,605/- Even after charging excess amount then for the actual works, an amount of Rs.1,42,535/- is still to be paid to the VSS members, as such charge of misappropriation of funds is proved and the contention of the charged officer that no recovery can be ordered against him based on the deficiency enquiry cannot be agreed to and requested to pass final orders in the matter.

6. The Charged Officer Sri R. Radha Krishna, Forest Section Officer retired from Government service on 31-08-2011 on attaining the age of superannuation. Hence, the disciplinary proceeding are continued under rule 9 (2) of A.P. Revised Pension Rules, 1980.

7. Government after careful examination of the matter, with reference to the findings of the Inquiry Officer/ remarks of Prl. Chief Conservator of Forests and connected case records, material made available, observed that the Charges I & II framed against the Charged Officer were held proved. Hence, it was provisionally decided to impose a punishment of 15% cut in pension on permanent basis besides recovery of Rs. 2,45,605/- from Sri R. Radha Krishna, Forest Section Officer (Retd) of Kakinada Division of Rajahmundry circle, under rule-9 of A.P. Revised Pension Rules, 1980.

8. Accordingly a revised Show-Cause-Notice was issued to the retired officer vide reference 6th read above. The Retired Officer has submitted his explanation to the Show-Cause-Notice through the reference 7th read above. But the Charged Officer has not put forth any new facts and requested to kindly drop the punishment and final orders may be issued at the earliest.

9. Government, after careful examination of the matter hereby order to impose a penalty of 15% cut in pension on permanent basis besides recovery of Rs. 2,45,605/- against Sri R. Radha Krishna, Forest Section Officer (Retd) under Rule 9 of A.P. Revised Pension Rules, 1980.

10. The Principal Chief Conservator of Forests, A.P. Hyderabad is requested to take action accordingly.

11. The files bearing Nos.4539/2003/P, CF-(1-506) pages, 4539/2003/P, CF-(506-980) pages, 9539/1999/P, CF-(713) pages, & 5031/1999/P, CF-(914) pages of Divisional Forest Officer, Kakinada received through the reference 9th read above are returned herewith. The receipt of the same may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASHWINI KUMAR PARIDA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

The Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad.

The Individual (through Principal Chief Conservator of Forests).

Copy to:

The Accountant General (A&E) A.P., Hyderabad.

The Director of Treasuries & Accounts, Hyderabad, A.P.

The Secretary(FAC), A.P. Public Service Commission, Hyderabad

(with ref. to Lr.No. 225/RT/1/2015, dt.14.05.2015).

Sf./Sc.

//FORWARDED :: BY ORDER//

SECTION OFFICER